

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN**

CHERYL WHALEN, on her behalf and all)	
others similarly situated,)	
)	
Plaintiff,)	
)	
v.)	Case No. 3:15-cv-00410 (SLC)
)	
SPECIALIZED LOAN SERVICING, LLC,)	
)	
Defendant.)	
_____)	

**PARTIAL MOTION TO DISMISS
AMENDED COMPLAINT**

Defendant Specialized Loan Servicing, LLC (“SLS”), by counsel and pursuant to Fed. R. Civ. P. 12(b)(6), moves the Court for an Order dismissing with prejudice claims arising from Exhibits 1 and 3 of Plaintiff’s Amended Complaint for failure to state a claim upon which relief may be granted. In further support of its Partial Motion to Dismiss, SLS submits the accompanying Memorandum of Law in Support of Partial Motion to Dismiss.

WHEREFORE, Defendant Specialized Loan Servicing, LLC respectfully requests that the Court grant its Partial Motion to Dismiss, dismiss with prejudice plaintiff’s claims arising from Exhibits 1 and 3 of the Amended Complaint, award Specialized Loan Servicing, LLC its attorneys’ fees and costs, and award Specialized Loan Servicing, LLC all just and equitable relief.

Dated: September 25, 2015

Respectfully submitted,

SPECIALIZED LOAN SERVICING, LLC

/s/ Jon S. Hubbard

Jon S. Hubbard (admitted *pro hac vice*)

TROUTMAN SANDERS LLP

Troutman Sanders Building

1001 Haxall Point

Richmond, Virginia 23219

Telephone: (804) 697-1407

Facsimile: (804) 697-1339

E-mail: jon.hubbard@troutmansanders.com

John C. Lynch (admitted *pro hac vice*)

TROUTMAN SANDERS LLP

Troutman Sanders Building

222 Central Park Avenue, Suite 2000

Virginia Beach, Virginia 23462

Telephone: (757) 687-7765

Facsimile: (757) 687-1504

E-mail: john.lynch@troutmansanders.com

Eric J. Wilson

GODFREY & KAHN S.C.

One East Main Street, Suite 500

P.O. Box 2719

Madison, Wisconsin 53701

Telephone: (608) 257-3911

E-mail: ewilson@gklaw.com